

## **Exhibit A**

**SAUL EWING**  
**ARNSTEIN**  
**& LEHR** <sup>LLP</sup>

Phillip M. Hudson III

Phone: 305.357.2003

phil.hudson@saul.com

www.saul.com

October 19, 2018

**Via Email and Overnight Mail**  
**(Jacqueline.marcus@weil.com)**

Jacqueline Marcus, Esq.  
Weil Gotshal & Manges, LLP  
767 5<sup>th</sup> Avenue  
New York, NY 10153

**Via Overnight Mail**  
Sears Holding Corporation  
3333 Beverly Road  
Hoffman Estates, IL 60179

**Re: In re Sears Holding Corporation, et al., 18-23538 (RDD) (Bankr. S.D.N.Y)**  
***Amended Demand for Reclamation Pursuant to 11 U.S.C. § 546(c)***

Dear Ms. Marcus:

Pursuant to U.C.C. § 2-702 and Section 546(c) of the United States Bankruptcy Code, 11 U.S.C. § 546(c), demand is hereby made upon Sears Holding Corporation (“**Sears**”) for the reclamation and return of all goods (the “**Goods**”) that were shipped to Sears and/or any of its subsidiaries and affiliates by Invicta Watch Company of America, Inc. (“**Invicta**”) in the ordinary course of business, where such goods were received by Sears within forty-five (45) days preceding the date upon which Sears filed its bankruptcy petition in the United States Bankruptcy Court for the Southern District of New York (the “**Petition Date**”).

This demand covers two (2) invoices not less than \$391, 161.40 for the Goods that were delivered to Sears prior to the Petition Date, and for the proceeds of any Goods that may have been sold. Copies of the invoices are enclosed herein. *See Exhibit A.* Further, it is our understanding that the Goods delivered on October 1, 2018 remain in their original packaging from Invicta at the Illinois warehouse where they were delivered to Sears.

Demand is made that the Goods sought to be reclaimed hereby continue to be segregated from Sear’s other inventory and set aside for pickup by Invicta, except to the extent, if any, prohibited by the Bankruptcy Court in Case Number 18-23538 (RDD).

Southeast Financial Center ♦ 200 S. Biscayne Blvd., Suite 3600 ♦ Miami, FL 33131  
Phone: (305) 428-4500 ♦ Fax: (305) 374-4744

**SAUL EWING ARNSTEIN & LEHR<sup>LLP</sup>**

Jacqueline Marcus, Esq.  
October 19, 2018  
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Invicta reserves all rights under 11 U.S.C. § 503(b) (9) to the extent the Goods are not timely returned. In addition, Invicta reserves the right to amend and supplement this reclamation claim and to make additional reclamation or other claims Invicta may have at law, in equity or otherwise. This reclamation claim is not intended to be and shall not be construed as an election of Invicta's remedies, a waiver of any past, present or future defaults or events of default by Sears or a waiver or limitation of any rights or remedies.

Please forward all communications concerning this matter to my office as counsel for Invicta.

Very truly yours,



Phillip M. Hudson III

PMH/am  
Enclosure as stated  
cc: Aline Drucker, Esq.

115149773.1

\*\*\*HISTORICAL\*\*\*

# Invoice

Page 1/1  
Invoice INV123038  
Date 9/25/2018

**Invicta Watch Company**  
3069 Taft Street  
Hollywood FL 33021

**Bill To:** Sears/SLS  
3333 Beverly Road  
Hoffman Estates IL 60179

**Ship To:** Sears/SLS  
8380 N. 4000 East Road  
Manteno IL 60950

Purchase Order No.		Customer ID		Salesperson ID	Shipping Method	Payment Terms	Req Ship Date	Master No.
558457		002333		212JS	MALCA-AMIT	NET 10	9/25/2018	10,142,935
Ordered	Shipped	B/O	Item Number	Description		Discount	Unit Price	Ext. Price
20	20	0	0463	INVICTA Angel Lady 38mm Stainless Steel S		\$0.00	\$66.34	\$1,326.80
20	20	0	21691	INVICTA Angel Lady 38mm Stainless Steel G		\$0.00	\$51.36	\$1,027.20
20	20	0	23072	INVICTA Pro Diver Men 48.0mm Stainless St		\$0.00	\$62.06	\$1,241.20
40	40	0	22147	INVICTA Bolt Men 50mm Stainless Steel Bla		\$0.00	\$145.52	\$5,820.80
40	40	0	21719	INVICTA Pro Diver Men 40mm Stainless Stee		\$0.00	\$80.25	\$3,210.00
20	20	0	21425	INVICTA Angel Lady 36mm Stainless Steel +		\$0.00	\$55.64	\$1,112.80
20	20	0	19163	INVICTA Angel Lady 38mm Stainless Steel G		\$0.00	\$51.36	\$1,027.20
20	20	0	19428	INVICTA S1 Rally Men 52mm Stainless Steel		\$0.00	\$123.05	\$2,461.00

This is an EDI Transaction  
STORE ID:0475

<b>Subtotal</b>	\$17,227.00
<b>Misc</b>	\$0.00
<b>Tax</b>	\$0.00
<b>Freight</b>	\$0.00
<b>Trade Discount</b>	\$0.00
<b>Total</b>	\$17,227.00

**EXHIBIT**

**A**

\*\*\*HISTORICAL\*\*\*

# Invoice

Page 1/1  
Invoice INV123137  
Date 9/28/2018

**Invicta Watch Company**  
3069 Taft Street  
Hollywood FL 33021

**Bill To:** Sears/SLS  
3333 Beverly Road  
Hoffman Estates IL 60179

**Ship To:** Sears/SLS  
8380 N. 4000 East Road  
Manteno IL 60950

Purchase Order No.		Customer ID		Salesperson ID	Shipping Method	Payment Terms	Req Ship Date	Master No.
558541		002333		212JS	MALCA-AMIT	NET 10	9/27/2018	10,143,073
Ordered	Shipped	B/O	Item Number	Description		Discount	Unit Price	Ext. Price
300	300	0	26079	INVICTA Pro Diver Men 50mm Stainless Stee		\$0.00	\$56.18	\$16,854.00
220	220	0	25853	INVICTA Pro Diver Men 50mm Stainless Stee		\$0.00	\$102.72	\$22,598.40
80	80	0	25991	INVICTA Marvel Men 53mm Stainless Steel B		\$0.00	\$144.45	\$11,556.00
200	200	0	25288	INVICTA Speedway Men 51mm Stainless Steel		\$0.00	\$89.88	\$17,976.00
400	400	0	26851	INVICTA Pro Diver Men 47mm Stainless Stee		\$0.00	\$133.75	\$53,500.00
280	280	0	26848	INVICTA Pro Diver Men 47mm Stainless Stee		\$0.00	\$133.75	\$37,450.00
300	300	0	28435	INVICTA Angel Lady 38mm Stainless Steel G		\$0.00	\$80.25	\$24,075.00
200	200	0	28456	INVICTA Angel Lady 24mm Stainless Steel G		\$0.00	\$80.25	\$16,050.00
300	300	0	28454	INVICTA Angel Lady 24mm Stainless Steel G		\$0.00	\$80.25	\$24,075.00
200	200	0	28457	INVICTA Angel Lady 38mm Stainless Steel S		\$0.00	\$80.25	\$16,050.00
300	300	0	28458	INVICTA Angel Lady 38mm Stainless Steel G		\$0.00	\$80.25	\$24,075.00
200	200	0	28482	INVICTA Angel Lady 38mm Stainless Steel S		\$0.00	\$80.25	\$16,050.00
300	300	0	28485	INVICTA Angel Lady 38mm Stainless Steel G		\$0.00	\$80.25	\$24,075.00
520	520	0	26852	INVICTA Pro Diver Men 47mm Stainless Stee		\$0.00	\$133.75	\$69,550.00

This is an EDI Transaction  
STORE ID:0475

Subtotal	\$373,934.40
Misc	\$0.00
Tax	\$0.00
Freight	\$0.00
Trade Discount	\$0.00
<b>Total</b>	<b>\$373,934.40</b>